IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

C.W.P. No. 17728 of 2006
Date of Decision: 10.11.2006

Gurkirpal Singh and others. ... Petitioners

Versus

State of Punjab and another. .. Respondents

CORAM : Hon'ble Mr. Justice J.S. Khehar,
Hon'ble Mr. Justice S.D. Anand.

Present : Mr. Gagandeep Singh, Advocate,
for the petitioners.

J.S. Khehar, J. (Oral)

Through the instant writ petition, the petitioners wish to impugn the advertisement dated 21.10.2006 on the premises that the same does not depict the bifurcation of the vacancies in terms of Section 4 (5) of the Punjab Scheduled Caste and Backward Classes (Reservation in Services) Act, 2006.

The petitioners have approached this Court prematurely. The applicability of Section 4(5) of the Act, 2006, would arise only when the process of selection has been completed, and vacancies falling to the share of Scheduled Castes candidates are filled up. If the rule is not applied at the relevant juncture, only then the cause of action will arise to the petitioners. The relevant juncture would obviously be at the stage when appointments are made. That stage obviously is yet to arise.

At the present juncture, we are satisfied that the instant writ petition is pre-mature. The same is, accordingly, dismissed as premature.

(J.S. Khehar)
Judge

November 10, 2006 (S.D. Anand)
vkd Judge